

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

March 14, 2008

DIVISION THREE

B195119 People (Not for Publication)
v.
Ramon Moreno

The judgment is modified by awarding one additional day of custody credit pursuant to Penal Code section 2900.5, subdivision (a), for a total precommitment credit award of 420 days and, as modified, the judgment is affirmed. The trial court is directed to forward to the Department of Corrections an amended abstract of judgment reflecting the above modification.

Kitching, J.

We concur: Klein, P.J.
Aldrich, J.

B190455 People (Not for Publication)
v.
Dat Thanh Nguyen

The judgment is affirmed.

Kitching, J.

We concur: Klein, P.J.
Aldrich, J.

DIVISION THREE (continued)

B193768 People (Not for Publication)

V.

Jaime Adame

The judgment is affirmed in part and reversed in part. The convictions are affirmed. The sentence is vacated and the matter is remanded to the trial court for resentencing in conformity with this opinion.

Klein, P.J.

We concur: Croskey, J.

Aldrich, J.

B196716 Cooke, et al. (Not for Publication)

V.

City of Culver City

The trial court's judgment is affirmed. The City is awarded costs on appeal.

Kitching, J.

We concur: Klein, P.J.

Aldrich, J.

B193104 Ayala, etc., et al. (Certified for Publication)

V.

Arroyo Vista Family Health Center

The judgment is affirmed. The parties shall bear their respective costs on appeal.

Klein, P.J.

We concur: Kitching, J.

Aldrich, J.

March 14, 2008 (Continued)

DIVISION FOUR

Court convened at 9:00 a.m.

Present: Willhite, Acting P.J., Manella, J., Suzukawa, J. and V. Guzman, Deputy Clerk.

Each of the following:

B201351 DCFS v. Barbara O.

B201953 DCFS v. Johanna N.

B191276 Patterson v. Torrance Memorial Medical Center

Argument waived, cause submitted.

B196425 People
 v.
 De La Pena

Merits:

Argued by James Koester for appellant and by Laura J. Hartquist, deputy attorney general for respondent. Cause submitted.

B198460 Westin
 v.
 Nitowski

Merits:

Argued by Michael Harris for appellant and by Carol L. Vallely for respondent. Cause submitted.

B199072 Barajas
 v.
 County of Los Angeles

Merits:

Argued by Kevin C. Boyle for appellant and by Patrick L. Hurley for respondent. Cause submitted.

DIVISION FOUR(continued)

B194660 People
 v.
 Hospitality LLC

Merits:

Argued by Frank A. Weiser for appellant and by John C. Cotti for respondent. Cause submitted.

B193540 Wang
 v.
 Tobias et al.

Merits:

Argued by Larry S. Greenfield for appellant and by John R. Rydell for respondents. Cause submitted.

Court adjourned.

DIVISION FIVE

B199057 People (Not for Publication)
 v.
 Anthony Hamilton

The judgment is affirmed.

Mosk, J.

We concur: Turner, P.J.
 Kriegler, J.

DIVISION FIVE (continued)

B198077 People (Certified for Partial Publication)
v.
Rondie Walz

The sex offender fine imposed pursuant to section 290.3 is vacated. On remand, the trial court shall determine whether to impose one sex offender fine of \$300, as prescribed by section 290.3, subdivision (a). If the trial court imposes that fine, it shall also impose mandatory penalty assessments and surcharges pursuant to section 1464, subdivision (a) (1); section 1465.7, subdivision (a); and Government Code sections 70372, subdivision (a) and 76000, subdivision (a) (1). The trial court shall also impose a \$20 security fee for each of defendant's four convictions, for a total of \$80. In all other respects, the judgment is affirmed.

Mosk, J.

We concur: Armstrong, Acting P.J.
Kriegler, J.

B200960 Los Angeles County, D.C.S. (Not for Publication)
v.
Crystal Z. & Savannah C.

The judgment is affirmed.

Mosk, J.

We concur: Armstrong, Acting P.J.
Kriegler, J.

DIVISION FIVE (continued)

B196373 Jose Gonzalez (Not for Publication)

v.

Western Pacific Roofing

The judgment is reversed. Appellant to recover costs.

Mosk, J.

We concur: Armstrong, Acting P.J.
Kriegler, J.

DIVISION SIX

B197350 People

v.

Cuevas

Filed order vacating submission order of December 26, 2007. The matter will be held pending finality of the Supreme Court's decision in People v. Cuevas (S147510).

DIVISION EIGHT

B197740 People (Not for Publication)

v.

Garcia

Appellant's conviction on counts 1 through 5 is affirmed. The matter is reversed and remanded solely on the issue of the truth of the prior felony conviction for the purpose of enhancing appellant's sentence pursuant to section 667, subdivision (a) (1); section 667, subdivisions (b) through (i); and section 1170.12, subdivision (a) through (d).

Flier, J.

We concur: Cooper, P.J.
Egerton, J. (Assigned)